



Diamond Alkali LPRSA - RM 10.9

Sarah Flanagan to: Gary.Gengel

Cc: Ray Basso, Delmar Karlen, Patricia Hick

06/11/2012 01:08 PM

From: Sarah Flanagan/R2/USEPA/US
To: Gary.Gengel@lw.com,
Cc: Ray Basso/R2/USEPA/US@EPA, Delmar Karlen/R2/USEPA/US@EPA, Patricia Hick/R2/USEPA/US@EPA

Gary,

After you and I spoke on Friday, I took another look at the AOC for the RM 10.9 removal action and discussed with EPA colleagues.

We have revised the proposed final AOC and are attaching it to this email. The attached proposed final AOC restores three paragraphs from EPA's initial draft of the AOC. These provide factual background and are consistent with our understanding of the River. and should satisfy the concerns voiced by the Cooperating Parties Group (CPG) about the EPA Findings of Fact. This is our best offer.

We continue to hope and expect that the CPG is indeed planning to sign the AOC and in that spirit will be looking for signature pages by 10 am on Thursday June 14, 2012.

Also on Friday you informed me that the CPG (or possibly some subset of the CPG) has asked you, Warren Faure and Agnes Antonian to meet with EPA in our offices to discuss the AOC, as well as the many difficult tasks that the CPG has had to complete in recent weeks to reach the point of being able to sign the AOC. My personal opinion is that a meeting would be more productive after the AOC has been signed. However, I take it that it is very important to the CPG. Del Karlen (ORC NJ Superfund Branch Chief) and I am available to meet with you at 3 pm. Ray Basso is out of the office but may be able to participate by phone, at least part of the time. I am sending this revised AOC now so that we can avoid discussions of the terms of the AOC.



0611 proposed final revised revised RLSO.docx

Regards,

-Sarah

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